

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA	:	FINAL ORDER OF
	:	<u>FORFEITURE</u>
-v.-	:	
	:	19 Cr. 912 (PAE)
ALBERT O. GRANT, II,	:	
	:	
Defendant.	:	
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WHEREAS, on or about February 9, 2022, this Court entered a Consent Preliminary Order of Forfeiture as to Specific Property/Money Judgment (D.E. 21) (the “Preliminary Order of Forfeiture”), which ordered the forfeiture to the United States of all right, title and interest of ALBERT O. GRANT, II (the “Defendant”) in, the following property:

- a) Any and all funds on deposit in Citibank account number 9340073848 held in the name of Albert O. Grant, II; and
- b) Any and all funds up to \$299,985.00 on deposit in JP Morgan Chase account number 151079645667 held in the name of Albert O. Grant, II;

WHEREAS, on or about March 20, 2020 , the Government seized \$2,532,958.48 from the Citibank Account (the “Citibank Funds”);

WHEREAS, on or about March 20, 2020, the Government seized \$299,985.00 from the Chase Account (together with the Citibank Funds, the “Specific Property”);

WHEREAS, the Preliminary Order of Forfeiture directed the United States to publish, for at least thirty (30) consecutive days, notice of the Preliminary Order of Forfeiture, notice of the United States’ intent to dispose of the Specific Property, and the requirement that any person asserting a legal interest in the Specific Property must file a petition with the Court in accordance with the requirements of Title 21, United States Code, Sections 853(n)(2) and (3).

Pursuant to Section 853(n), the United States could, to the extent practicable, provide direct written notice to any person known to have an alleged interest in the Specific Property and as a substitute for published notice as to those persons so notified;

WHEREAS, the provisions of Title 21, United States Code, Section 853(n)(1), Rule 32.2(b)(6) of the Federal Rules of Criminal Procedure, and Rules G(4)(a)(iv)(C) and G(5)(a)(ii) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, require publication of a notice of forfeiture and of the Government's intent to dispose of the Specific Property before the United States can have clear title to the Specific Property;

WHEREAS, the Notice of Forfeiture and the intent of the United States to dispose of the Specific Property was posted on an official government internet site (www.forfeiture.gov) beginning on February 19, 2022 for thirty (30) consecutive days, through March 20, 2022, pursuant to Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty and Maritime Claims and Asset Forfeiture Actions and proof of such publication was filed with the Clerk of the Court on March 29, 2023 (D.E. 42);

WHEREAS, On or about June 3, 2022, notice of the Preliminary Order of Forfeiture was sent by certified mail to:

- i. Ivar Goldart
Hampton Bays, NY 11946
- ii. Ivar Goldart
c/o Robert Wisniewski, Esq.
17 State Street, Suite 820
New York, NY 10004

(the "Noticed Party");

WHEREAS, on or about July 5, 2022, Ivar Goldart (the "Petitioner") filed a petition asserting interest in the Specific Property (D.E. 31);

WHEREAS, on or about March 27, 2023, the Court entered an Order resolving the Petition and authorizing the Government to proceed with the submission of a Final Order of Forfeiture (D.E. 41);

WHEREAS, the Defendant and the Noticed Party are the only people and/or entities known by the Government to have a potential interest in the Specific Property; and


WHEREAS, pursuant to Title 21, United States Code, Section 853(n)(7), the United States shall have clear title to any forfeited property if no petitions for a hearing to contest the forfeiture have been filed within thirty (30) days of final publication of notice of forfeiture as set forth in Title 21, United States Code, Section 853(n)(2).

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED THAT:

1. All right, title and interest in the Specific Property is hereby forfeited and vested in the United States of America, and shall be disposed of according to law.
2. Pursuant to Title 21, United States Code, Section 853(n)(7) the United States of America shall and is hereby deemed to have clear title to the Specific Property.
3. The United States Marshals Service (or its designee) shall take possession of the Specific Property and dispose of the same according to law, in accordance with Title 21, United States Code, Section 853(h).

Dated: New York, New York
March 29, 2023

SO ORDERED:



HONORABLE PAUL A. ENGELMAYER
UNITED STATES DISTRICT JUDGE